

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SERGEANTS BENEVOLENT ASSOCIATION
HEALTH & WELFARE FUND, individually and
on behalf of itself and all others similarly situated,

Plaintiff,

v.

ACTAVIS, PLC and FOREST LABORATORIES,
LLC, MERZ PHARMAMA GMBH & CO., KGAA,
AMNEAL PHARMACEUTICALS, LLC, TEVA
PHARMACEUTICALS USA, INC., TEVA
PHARMACEUTICAL INDUSTRIES, INC.,
BARR PHARMACEUTICALS, INC., COBALT
LABORATORIES, INC., UPSHER-SMITH
LABORATORIES, INC., WOCKHARDT
LIMITED, WOCKHARDT USA LLC, SUN
PHARMACEUTICALS INDUSTRIES, LTD.,
DR. REDDY'S LABORATORIES LTD., and DR.
REDDY'S LABORATORIES, INC.,

Defendants.

Civil Action No. 1:15-cv-06549-CM

ECF Case

**NOTICE OF GENERIC DEFENDANTS' MOTION FOR
RECONSIDERATION OF THE COURT'S *SUA SPONTE*
ORDER BARRING SUMMARY JUDGMENT MOTIONS**

PLEASE TAKE NOTICE that Defendants Dr. Reddy's Laboratories, Ltd., Dr. Reddy's Laboratories, Inc., Teva Pharmaceuticals USA, Inc., Teva Pharmaceutical Industries Ltd., Barr Pharmaceuticals, Inc., and Cobalt Laboratories, Inc. (collectively, the "Generic Defendants"), by their undersigned attorneys, will move before the Honorable Colleen McMahon, United States District Judge, United States District Court for the Southern District of New York, 500 Pearl Street, Courtroom 17C, New York, New York 10007, at a date and time to be determined by the Court, pursuant to Federal Rule of Civil Procedure 59(e), Local Civil Rule 6.3, and this Court's Individual

Practice and Procedure V.F.5, for reconsideration of the Court's October 28 *sua sponte* Order barring summary judgment motions.

Pursuant to this Court's Individual Practice and Procedure V.F.5, the Court will determine whether a response is required.

Dated: November 4, 2019

/s/ Eric P. Stephens

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Respectfully submitted,

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¹ Electronic signature provided with consent in accordance with Rule 8.5(b) of the Court's ECF Rules and Instructions.